

Forest Land-Gadchiroli

Ex-post facto approval of diversion of forest land over an area of 12.0 ha. of forest land used for the construction of Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli.

Government of Maharashtra

Revenue and Forest Department

Government Order No. FLD-3601/31/C.R.105/F-10

Mantralaya, Mumbai 400 032.

Date: 13.10.2022

Reference:

- 1) Nodal Officer, Maharashtra State Letter No. Desk-17/NC/II/I.D.1416/2000-2001, dt.27.06.2007
- 2) Revenue and Forest Department, Government of Maharashtra Letter No. FLD-3601/C.R.105/F-10, Dt.02.04.2002
- 3) Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No. No. 8-C/51/1999-FCW/2335, dt.02.09.2017
- 4) Additional Principal Chief Conservator of Forests & Nodal Officer, Letters No. Desk-17/Nodal/Gadchiroli/ID-771/2769/2021-22, dt.23.03.2022
- 5) Ministry of Environment, Forests & Climate Change, Government of India, Nagpur Letter No. 8-C/439/2002-FCW/9721, dt.20.05.2022
- 6) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/Gadchiroli/I.D.771/1271/2022-23, dt.19.08.2022,
- 7) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No.Desk-17/Nodal/2/I.D.771/493/2022-23, dt.01.06.2022

Order:-

Whereas, the Nodal Officer, Maharashtra State, Nagpur, vide letter under reference No.1 has submitted a proposal for diversion of 12.00 ha. Forest land under Forest (Conservation) Act, 1980 for Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli to the State Government;

AND whereas, Government of Maharashtra after careful scrutiny and consideration has recommended MoEF&CC, Govt. of India to divert the 12.00 ha. Forest land for the above project under section 2 of Forest (Conservation) Act, 1980, vide letter under reference No.2;

AND whereas, the MoEF&CC, Govt. of India after due consideration, vide letter under reference No.3, accorded 'In-Principle' approval for Ex-post facto approval of diversion of forest land over an area of 12.0 ha. of forest land used for the construction of Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli under section-2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.4 has submitted compliance of those conditions to the MoEF&CC, Govt. of India;

AND whereas, the Ministry of Environment, Forests & Climate Change, Government of India, Nagpur, vide under reference No. 5 accorded 'Final approval' for Ex-post facto approval of diversion of forest land over an area of 12.0 ha. of forest land used for the construction of Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.6 has submitted compliance of conditions in Final approval to the MoEF&CC, Govt. of India,

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.6 has requested State Government to issue diversion order;

NOW, therefore, the Government of Maharashtra hereby approves the ex-post facto diversion of forest land over an area of 12.0 ha., more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule below, be considered as diverted in favour of Principal, Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli.

The diversion shall be effected subject to the terms and conditions mentioned in In-Principle and Final approval letters of MoEF&CC, Govt. of India. This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. The legal status of the Forest land will remain unchanged.
2. Forest land shall not be transferred to any other agency without prior approval of the MoEF&CC, Govt. of India and State Government.
3. The User Agency shall comply with all the conditions stipulated in the 'In-Principle' and 'Final' approval letters of MoEF&CC, Govt. of India, referred above. The Chief Conservator of Forests (T), Gadchiroli shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.
4. Non-compliance of any of the conditions mentioned in 'In-Principle' and 'Final approval' letters of MoEF&CC, Govt. of India, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
5. In case of non-compliance of any of the above conditions, the Chief Conservator of Forests (T), Gadchiroli shall report through the State Government to the Ministry of Environment, Forests & Climate Change, Government of India as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980.

SCHEDULE

Village	Taluka	District	Survey / Gut No.	Legal Status	Area (ha.)
Ghot	Charmoshi	Gadchiroli	368/1	Protected Forest	12

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202210141317365219. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur
3. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur
4. Principal Chief Conservator of Forests (Wildlife), Maharashtra State, Nagpur
5. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur
6. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur
7. Addl. Principal Chief Conservator of Forests (Conservation), Nagpur
8. Divisional Commissioner, Nagpur.
9. Chief Conservator of Forests (T), Gadchiroli
10. Collector, Gadchiroli.
11. Chief Executive Officer, Zilha Parishad, Gadchiroli
12. Deputy Conservator of Forests (T), Allapalli
13. Principal, Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli
14. Select File.

I. Collector- Gadchiroli and Chief Executive Officer, Zilha Parishad, Gadchiroli are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on

their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. Principal, Jawahar Navodaya Vidyalaya at Ghot, Tal. Charmoshi, Dist. Gadchiroli is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No. / Gut No., area and legal status of each Survey / Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily newspapers. Copy of the Newspapers be submitted to Chief Conservator of Forests (T), Gadchiroli, Deputy Conservator of Forests (T), Allapalli.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.